

rented to entities included within the acquiring person except for the sole purpose of maintaining, managing or supervising the operation of the real property, and will be held solely for rental or investment purposes. In an acquisition that includes investment rental property assets, the transfer of any property or assets that are not investment rental property assets shall be subject to the requirements of the act and these rules as if they were being acquired in a separate transaction. Investment rental property assets include:

- (1) Property currently rented,
- (2) Property held for rent but not currently rented,
- (3) Common areas on the property, and
- (4) Assets incidental to the ownership of property, which may include cash, prepaid taxes or insurance, rental receivables and the like.

Example: 1. "X", a corporation, proposes to purchase a sports/entertainment complex which it will rent to professional sports teams and promoters of special events for concerts, ice shows, sporting events and other entertainment activities. "X" will provide office space in the complex for "Y", a management company which will maintain and manage the facility for "X." This acquisition is an exempt acquisition of investment rental property assets since "X" intends to rent the facility to third parties and is providing space within the facility to a management company solely to maintain, manage or supervise the operation of the facility on its behalf. If, however, "X" controls Z, a concert promoter to whom it also intends to rent the complex, the acquisition would not be exempt under § 802.5, since the property would not meet the requirements of § 802.5(b)(1).

2. "X" intends to buy from "Y" a development commonly referred to as an industrial park. The industrial park contains a warehouse/distribution center, a retail tire and automobile parts store, an office building, and a small factory. The industrial park also contains several parcels of vacant land. If "X" intends to acquire this industrial park as investment rental property, the acquisition will be exempt pursuant to § 802.5. If, however, "X" intends to use the factory for its own manufacturing operations, this exemption would be unavailable. The exemptions in § 802.2 for warehouses, rental retail space, office buildings, and undeveloped land may still apply and, if the value of the factory is \$15 million or less, the entire transaction may be exempted by that section.

By direction of the Commission,
Donald S. Clark,
Secretary.
[FR Doc. 96-7529 Filed 3-27-96; 8:45 am]
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SECURITIES AND EXCHANGE COMMISSION

17 CFR Part 200

[Release No. 34-37022; File No. S7-40-92]

RIN 3235-AF91

Rules of Practice

AGENCY: Securities and Exchange Commission.

ACTION: Final rule; Correction.

SUMMARY: This document contains a correction to the final regulations which were published on June 23, 1995 (60 FR 32738). These regulations relate to the Commission's procedural rules that govern administrative proceedings.

EFFECTIVE DATE: July 24, 1995.

FOR FURTHER INFORMATION CONTACT: Frances R. Sienkiewicz, Office of the Secretary, 202-942-7072.

SUPPLEMENTARY INFORMATION: The Rules of Practice that are the subject of this correction are the procedural rules that govern administrative proceedings.

Correction of Publication

Accordingly, the publication on June 23, 1995 of the Rules of Practice, which were the subject of FR Doc. No. 95-14750, is corrected as follows:

1. On page 32794, in column one, amendment 7 is revised to read:

§ 200.30-7 [Corrected]

7. In § 200.30-7, in paragraph (a)(3), remove the words "Rule 13 of the Commission's rules of practice, § 201.13" and in their place, add the words "Rule 161 of the Commission's Rules of Practice, § 21.161", and in paragraph (a)(4), remove the words "§ 201.13" and in their place, add the words "Rule 161 of the Commission's Rules of Practice, § 21.161".

Dated: March 25, 1996.

Jonathan G. Katz,
Secretary.

[FR Doc. 96-7537 Filed 3-27-96; 8:45 am]

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DEPARTMENT OF JUSTICE

Drug Enforcement Administration

21 CFR Part 1308

[DEA No. 148-I]

Exempt Chemical Preparations

AGENCY: Drug Enforcement Administration, Department of Justice.

ACTION: Interim Rule and Request for Comments.

SUMMARY: This interim rule amends the list of exempt chemical preparations set forth in section 1308.24(i) of Title 21 of the Code of Federal Regulations. This action is in response to DEA's periodic review of the exempt chemical preparation list and of new applications for exemptions which have been approved by DEA. This action is being done by interim rule because prior notice is unnecessary. The list contains preparations which have already been exempted from the application of specific provisions of the Comprehensive Drug Abuse Prevention and Control Act of 1970, and from certain Drug Enforcement Administration Regulations.

EFFECTIVE DATE: March 28, 1996. Comments must be submitted on or before May 28, 1996.

ADDRESSES: Comments and objections should be submitted to the Deputy Assistant Administrator, Office of Diversion Control, Drug Enforcement Administration, Washington, DC 20537; Attention: Federal Register Representative/CCR.

FOR FURTHER INFORMATION CONTACT: Howard McClain, Jr., Chief, Drug & Chemical Evaluation Section, Drug Enforcement Administration, Washington, DC 20537, Telephone: (202) 307-7183.

SUPPLEMENTARY INFORMATION: The Controlled Substances Act as amended by the Dangerous Drug Diversion Control Act of 1984 authorizes the Attorney General in accordance with 21, U.S.C. 811 (g)(3)(B) to exempt from specific provisions of the Act, a compound, mixture, or preparation which contains any controlled substance, which is not for administration to a human being or animal and which is packaged in such form or concentration, or with adulterants or denaturants, so that, as packaged, it does not present any significant potential for abuse. This authority has been delegated to the Deputy Assistant Administrator, Office of Diversion Control, Drug Enforcement Administration, 28 CFR 0.104.

The Deputy Assistant Administrator has received applications pursuant to section 1308.23 of Title 21 of the Code of Federal Regulations requesting approval of exempt status provided for in 21 CFR 1308.24. The Deputy Assistant Administrator has found that each of the following preparations and mixtures is intended for laboratory, industrial, educational, or special research purposes, is not intended for general administration to man or animal, and either (a) contains no narcotic controlled substances and is